

UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF WASHINGTON

UNITED STATES OF AMERICA,

NO. CR-11-0108-EFS-01

Plaintiff,

**ORDER GRANTING THE USAO'S MOTION  
TO DISMISS COUNT 25 OF THE SECOND  
SUPERSEDING INDICTMENT**

ISIDRO MADRIGAL-GALVAN,

Defendant.

Sentencing occurred in the above-captioned matter on March 19,

2013. Defendant Isidro Madrigal-Galvan was present, represented by David Partovi. Assistant U.S. Attorney Timothy Ohms appeared on behalf of the U.S. Attorney's Office (USAO). Before the Court was the USAO's Motion to Dismiss Count 25 of the Second Superseding Indictment as to Defendant Isidro Madrigal-Galvan, ECF No. 647. Having reviewed the pleadings filed in connection with the motion, the Court was fully informed and granted the USAO's motion; this Order memorializes the Court's oral ruling.

Accordingly, IT IS HEREBY ORDERED:

1. Pursuant to Federal Rule of Criminal Procedure 48(a), the USAO's Motion to Dismiss Count 25 of the Second Superseding Indictment, ECF No. 647, is **GRANTED**.

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2. Count 25 of the Second Superseding Indictment, ECF No. 267, is DISMISSED WITH PREJUDICE as to Defendant Isidro Madrigal-Galvan. The Court makes no judgment as to the merit or wisdom of this dismissal.

5           **IT IS SO ORDERED.** The Clerk's Office is directed to enter this  
6 Order and provide copies to all counsel.

**DATED** this 25<sup>th</sup> day of March 2013.

s/ Edward F. Shea  
EDWARD F. SHEA  
Senior United States District Judge